

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	Group Art Unit: 1794
	)	
Yoshiko HINO et al.	)	Examiner: Carolyn A. Paden
	)	
Application No.: 10/519,538	)	Confirmation No.: 2594
	)	
Filed: December 28, 2004	)	
	)	
For: CHOCOLATE DRINK AND PROCESS	)	
FOR PRODUCING THE SAME	)	

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111**

**Mail Stop: AMENDMENT**  
Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the NON-FINAL Office Action mailed August 20, 2009, the Office is respectfully requested to consider and enter the following remarks in the above-identified application. The present response is timely filed on November 20, 2009.

**Amendments** to the claims begin on page 2.

**Remarks** begin on page 5.

**Appendix I** (partial English translation of JP 06-292544) is attached.

**Information Disclosure Statement** submitted herewith.